

AO 455 (Rev. 5/85) Waiver of Indictment

FILED

DEC 11 2007

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]* DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

ROBERTO CARLOS
HERNANDEZ-MONTALVO

CASE NUMBER: 07CR2933 *PH*

I, ROBERTO CARLOS HERNANDEZ-MONTALVO, the above named defendant, who is accused of Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 12/11/07 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

[Signature]
Defendant

[Signature]
Counsel for Defendant

Before *[Signature]*
JUDICIAL OFFICER